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Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

PTO/SB/51 (12-97)

# REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional)

4764

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in patent number 5,717,204, granted February 10, 1998, and for which a reissue patent is sought on the invention entitled Inspecting Optical Masks With Electron Beam Microscopy

the specification of which

☐ is attached hereto.

☒ was filed on February 10, 2000 as reissue application number 09 / 502,120  
and was amended on \_\_\_\_\_  
(If applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.

☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.

☒ by reason of other errors.

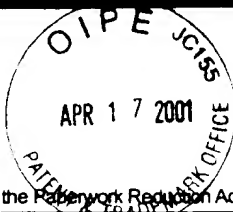
At least one error upon which reissue is based is described as follows:

**My intent to claim all disclosed embodiments of the invention was not carried out through the course of prosecution of unnecessarily restrictive claims by my former attorney of record.**

**My intent to include claims of the proper scope to provoke an interference in the original patent application was not carried out through the course of prosecution.**

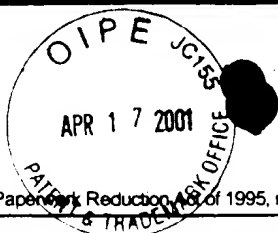
[Page 1 of 2]

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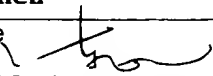


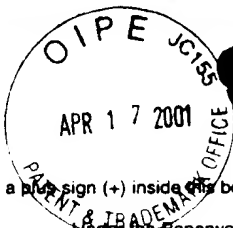
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(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)		Docket Number (Optional) <b>4764</b>	
All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.			
Name(s)		Registration Number	
<b>Laura A. Majerus</b>		<b>33,417</b>	
<b>Trinidad Arriola Kern</b>		<b>44,012</b>	
Correspondence Address: Direct all communications about the application to:			
<input type="checkbox"/> Customer Number		<div style="border: 1px solid black; padding: 5px;">Place Customer Number Bar Code Label here</div>	
OR		Type Customer Number here	
<input checked="" type="checkbox"/> Firm or Individual Name	<b>Fenwick &amp; West LLP</b>		
Address	<b>Two Palo Alto Square</b>		
Address			
City	<b>Palo Alto</b>	State	<b>CA</b>
		ZIP	<b>94306</b>
Country	<b>U.S.A.</b>		
Telephone	<b>(650) 494-0600</b>	Fax	<b>(650) 494-1417</b>
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.			
Full name of sole or first inventor (given name, family name) <b>Dan Meisburger</b>			
Inventor's signature			
Residence	<b>1507 Montalban Drive San Jose, CA 95120-4830</b>		Date
Post Office Address			Citizenship
Full name of second joint inventor (given name, family name) <b>Alan D. Brodie</b>			
Inventor's signature <i>Alan D. Brodie</i>		Date <b>9/7/00</b>	
Residence	<b>998 Van Auken Circle Palo Alto, CA 94303</b>		Citizenship
Post Office Address			
Full name of third joint inventor (given name, family name) <b>Zhong-Wei Chen</b>			
Inventor's signature		Date	
Residence	<b>1561 Blaney Avenue San Jose, CA 95129</b>		Citizenship
Post Office Address			
<input checked="" type="checkbox"/> Additional joint inventors are named on separately numbered sheets attached hereto.			



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<b>Laura A. Majerus</b>		<b>33,417</b>	
<b>Trinidad Arriola Kern</b>		<b>44,012</b>	
Correspondence Address: Direct all communications about the application to:			
<input type="checkbox"/> Customer Number		<div style="border: 1px solid black; width: 200px; height: 20px;"></div>	
OR		Type Customer Number here	
<div style="border: 1px solid black; padding: 5px; text-align: center;">Place Customer Number Bar Code Label here</div>			
<input checked="" type="checkbox"/> Firm or Individual Name	<b>Fenwick &amp; West LLP</b>		
Address	<b>Two Palo Alto Square</b>		
Address			
City	<b>Palo Alto</b>	State	<b>CA</b>
Country	<b>U.S.A.</b>	ZIP	<b>94306</b>
Telephone	<b>(650) 494-0600</b>	Fax	<b>(650) 494-1417</b>
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Inventor's signature			
Residence	<b>1507 Montalban Drive San Jose, CA 95120-4830</b>	Date	
Post Office Address	Citizenship		
Full name of second joint inventor (given name, family name) <b>Alan D. Brodie</b>			
Inventor's signature		Date	
Residence	<b>998 Van Auken Circle Palo Alto, CA 94303</b>	Citizenship	
Post Office Address			
Full name of third joint inventor (given name, family name) <b>Zhong-Wei Chen</b>			
Inventor's signature 		Date <b>9/8/2000</b>	
Residence	<b>1561 Blaney Avenue San Jose, CA 95129</b>	Citizenship	
Post Office Address			
<input checked="" type="checkbox"/> Additional joint inventors are named on separately numbered sheets attached hereto.			



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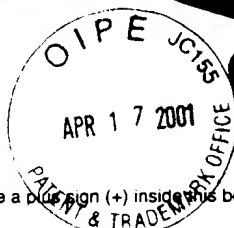
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## DECLARATION

ADDITIONAL INVENTOR(S)  
Supplemental Sheet  
Page 1 of 5

Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Jack Y.				Jau			
Inventor's Signature				Date	9/5/2000		
Residence: City	Los Altos Hills	State	CA	Country	U.S.A.	Citizenship	
Post Office Address	11020 Magdalena Road						
Post Office Address							
City	Los Altos Hills	State	CA	ZIP	94024	Country	U.S.A.
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Paul				Sandland			
Inventor's Signature				Date			
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Richard				Simmons			
Inventor's Signature				Date			
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	

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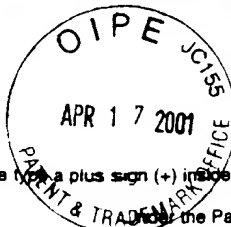
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<b>DECLARATION</b>	<b>ADDITIONAL INVENTOR(S)</b> <b>Supplemental Sheet</b> Page <u>1</u> of <u>5</u>
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<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Jack Y.				Jau			
Inventor's Signature						Date	
Residence: City	Los Altos Hills	State	CA	Country	U.S.A.	Citizenship	
Post Office Address	11020 Magdalena Road						
Post Office Address							
City	Los Altos Hills	State	CA	ZIP	94024	Country	U.S.A.
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Paul				Sandland			
Inventor's Signature						Date	9/15/00
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Richard				Simmons			
Inventor's Signature						Date	
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	

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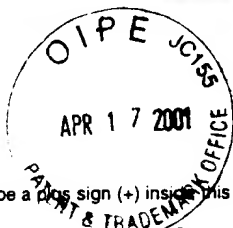
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Given Name (first and middle (if any))				Family Name or Surname			
Jack Y.				Jau			
Inventor's Signature						Date	
Residence: City	Los Altos Hills	State	CA	Country	U.S.A.	Citizenship	
Post Office Address	11020 Magdalena Road						
Post Office Address							
City	Los Altos Hills	State	CA	ZIP	94024	Country	U.S.A.
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Paul				Sandland			
Inventor's Signature						Date	
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Richard				Simmons			
Inventor's Signature	Richard Simmon					Date	9-19-00
Residence: City	Los Altos	State	CA	Country	USA	Citizenship	US
Post Office Address	44 Alvarado Avenue						
Post Office Address							
City	Los Altos	State	CA	ZIP	94022	Country	USA

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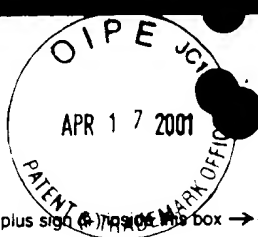
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## DECLARATION

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Supplemental Sheet  
Page 2 of 3

Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Dave E. A.				Smith			
Inventor's Signature	David E. A. Smith			Date		9/6/00	
Residence: City	San Mateo	State	CA	Country	USA	Citizenship	USA
Post Office Address	4022 Kingsridge Drive						
Post Office Address							
City	San Mateo	State	CA	ZIP	94403	Country	USA
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Hans				Dohse			
Inventor's Signature	Hans Dohse			Date		9/6/00	
Residence: City	Sunnyvale	State	CA	Country	U.S.A.	Citizenship	U.S.A.
Post Office Address	1073 Sargent Dr						
Post Office Address							
City	Sunnyvale	State	CA	ZIP	94087	Country	U.S.A.
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Dennis G.				Emge			
Inventor's Signature	Dennis G. Emge			Date		9/6/00	
Residence: City	Naperville	State	IL	Country	USA	Citizenship	
Post Office Address	1853 Paddington Ave						
Post Office Address							
City	Naperville	State	IL	ZIP	60563	Country	USA

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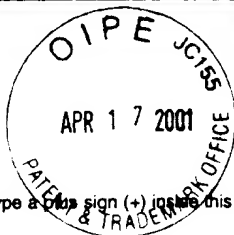
## DECLARATION

ADDITIONAL INVENTOR(S)  
Supplemental Sheet  
Page 3 of 5

Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle (if any))				Family Name or Surname				
John				Greene				
Inventor's Signature				Date		9/1		
Residence: City	State		Country		Citizenship			
Post Office Address								
Post Office Address								
City	State		ZIP		Country			
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle (if any))				Family Name or Surname				
Lee				Veneklasen				
Inventor's Signature				Date				
Residence: City	State		Country		Citizenship			
Post Office Address								
Post Office Address								
City	State		ZIP		Country			
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle (if any))				Family Name or Surname				
Ming-Yie				Ling				
Inventor's Signature				Date		9/1/00		
Residence: City	Saratoga	State	CA	Country		U.S.A.	Citizenship	U.S.A.
Post Office Address								19584 Via Monte Drive
Post Office Address								
City	Saratoga	State	CA	ZIP		95070	Country	U.S.A.

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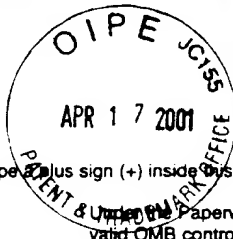
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Supplemental Sheet  
Page 4 of 5

Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Surendra G.				Lele			
Inventor's Signature				Date	8/31/2000		
Residence: City	Cupertino	State	CA	Country	U.S.A.	Citizenship	U.S.A.
Post Office Address	21763 Regnart Court Regnart						
Post Office Address							
City	Cupertino	State	CA	ZIP	95014	Country	U.S.A.
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Tom				Cass			
Inventor's Signature				Date	8/31/00		
Residence: City	Portola Valley	State	CA	Country	U.S.A.	Citizenship	USA
Post Office Address	961 La Mesa						
Post Office Address							
City	Portola Valley	State	CA	ZIP	94028	Country	U.S.A.
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Doug				Hendricks			
Inventor's Signature				Date			
Residence: City	San Jose	State	CA	Country	U.S.A.	Citizenship	
Post Office Address	2713 Glen Amador Court						
Post Office Address							
City	San Jose	State	CA	ZIP	95148	Country	U.S.A.

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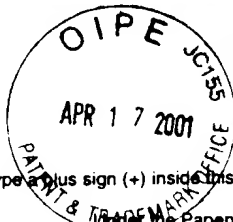
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<b>DECLARATION</b>	<b>ADDITIONAL INVENTOR(S)</b> <b>Supplemental Sheet</b> Page <u>3</u> of <u>5</u>
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<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
John				Greene			
Inventor's Signature						Date	
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Lee				Veneklasen			
Inventor's Signature						8/30/00 Date	
Residence: City	Castro Valley	State	CA	Country	USA	USA Citizenship	
Post Office Address							
3445 Badding Rd.							
City	Castro Valley	State	CA	ZIP	94546	Country	USA
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Ming-Yie				Ling			
Inventor's Signature						Date	
Residence: City	Saratoga	State	CA	Country	U.S.A.	Citizenship	U.S.A.
Post Office Address							
19584 Via Monte Drive							
Post Office Address							
City	Saratoga	State	CA	ZIP	95070	Country	U.S.A.

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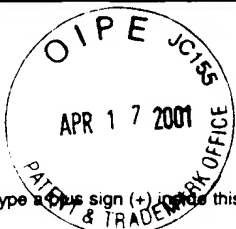


<b>DECLARATION</b>	<b>ADDITIONAL INVENTOR(S)</b> <b>Supplemental Sheet</b> Page <u>4</u> of <u>5</u>
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Given Name (first and middle (if any))				Family Name or Surname			
Surendra G.				Lele			
Inventor's Signature						Date	
Residence: City	Cupertino	State	CA	Country	U.S.A.	Citizenship	U.S.A.
Post Office Address	21763 Ragnart Court						
Post Office Address							
City	Cupertino	State	CA	ZIP	95014	Country	U.S.A.
<b>Name of Additional Joint Inventor, if any:</b>				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Tom				Cass			
Inventor's Signature	<i>Thomas R. Cass</i>					Date	9/19/00
Residence: City	Portola Valley	State	CA	Country	U.S.A.	Citizenship	U.S.A.
Post Office Address	961 La Mesa						
Post Office Address							
City	Portola Valley	State	CA	ZIP	94028	Country	U.S.A.
<b>Name of Additional Joint Inventor, if any:</b>				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Doug				Hendricks			
Inventor's Signature						Date	
Residence: City	San Jose	State	CA	Country	U.S.A.	Citizenship	
Post Office Address	2713 Glen Amador Court						
Post Office Address							
City	San Jose	State	CA	ZIP	95148	Country	U.S.A.

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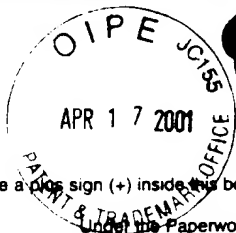
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## DECLARATION

ADDITIONAL INVENTOR(S)  
Supplemental Sheet  
Page 4 of 5

Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Surendra G.				Lele			
Inventor's Signature						Date	
Residence: City	Cupertino	State	CA	Country	U.S.A.	Citizenship	U.S.A.
Post Office Address	21763 Ragnart Court						
Post Office Address							
City	Cupertino	State	CA	ZIP	95014	Country	U.S.A.
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Tom				Cass			
Inventor's Signature						Date	
Residence: City	Portola Valley	State	CA	Country	U.S.A.	Citizenship	
Post Office Address	961 La Mesa						
Post Office Address							
City	Portola Valley	State	CA	ZIP	94028	Country	U.S.A.
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Doug				Hendricks			
Inventor's Signature	<i>Douglas R. Hendricks</i>					Date	9/3/00
Residence: City	San Jose	State	CA	Country	U.S.A.	Citizenship	USA
Post Office Address	2713 Glen Amador Court						
Post Office Address							
City	San Jose	State	CA	ZIP	95148	Country	U.S.A.

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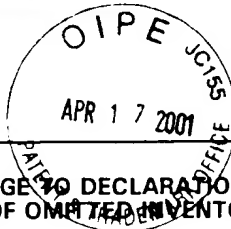
## DECLARATION

ADDITIONAL INVENTOR(S)  
Supplemental Sheet  
Page 5 of 5

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any])		Family Name or Surname			
John		Gibilisco			
Inventor's Signature				Date	8/31/00
Residence: City	Boulder	State	CO	Country	USA
Post Office Address	5484 WHITE PLACE				
Post Office Address					
City	BOULDER	State	CO	ZIP	80303
				Country	USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any])		Family Name or Surname			
Inventor's Signature				Date	
Residence: City		State		Country	
Post Office Address					
Post Office Address					
City		State		ZIP	
				Country	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any])		Family Name or Surname			
Inventor's Signature				Date	
Residence: City		State		Country	
Post Office Address					
Post Office Address					
City		State		ZIP	
				Country	

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**ADDED PAGE TO DECLARATION AND POWER OF ATTORNEY FOR SIGNATURE BY A JOINT INVENTOR ON BEHALF OF OMITTED INVENTOR(S) WHO REFUSE(S) TO SIGN OR CANNOT BE REACHED PURSUANT TO 37 CFR 1.47(a)**

I am a co-inventor for the above-referenced reissue application and have signed this declaration on my own behalf and under 37 CFR 1.47(a) on behalf of the omitted joint inventor(s), named: Dan Meisburger who refuses to sign this declaration.

It is my information and belief that the country of citizenship of the omitted joint inventor is: USA.

It is my information and belief that the residence address and last known address of the omitted inventor is the address stated above, next to the name of the omitted inventor.

It is my information and belief that the omitted inventor is an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention stated above.

Accompanying this declaration is a declaration of facts in support of filing on behalf of the omitted inventor and the petition fee as stated in 37 CFR 1.17(i).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Case Docket No. 4764US